

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA

NOTE:— There is one Extraordinary issue to the Official Gazette Series I No. 5 dated 4-5-95 namely, Extraordinary dated 8-5-95 from pages, 61 to 62 regarding Notification from Power Department.

### GOVERNMENT OF GOA

Home (General) Department

#### Notification

15-2-89-HD(G)

#### Scheme for the Administration of the Special Fund for Reconstruction and Rehabilitation of Ex-servicemen in the State of Goa, 1994

In exercise of the powers conferred by clause 12 of the Scheme for the Administration of the Fund notified vide Notification No. SRO. 234 dated 27th September, 1966, of the Ministry of Defence, Government of India, for settling the Scheme for setting up and Administration of the Special Fund for Reconstruction and Rehabilitation of Ex-servicemen, the Goa State Managing Committee hereby makes the following Regulations, namely:—

1. *Short title and commencement.*— (1) These Regulations may be called the Regulations for the regulation, management, etc. of the Fund for Reconstruction and Rehabilitation of Ex-servicemen in the State of Goa Regulations, 1994.

(2) They shall come into force at once.

2. *Definitions.*— In these Regulations, unless the context otherwise requires,—

(a) “Chairman” means the Chairman of the Managing Committee;

(b) “Dependent” means wife, non-earning sons below the age of 21 years, unmarried or widowed daughters, non-earning brothers below the age of 21 years and unmarried, non-earning sisters actually dependent on an ex-serviceman and such relatives of deceased ex-serviceman;

(c) “Ex-serviceman” means a person having a domicile of Goa who has served in any rank (whether as a combatant or as non-combatant) in the Armed Forces of the Union including the Armed Forces of the former Indian States but excluding the Assam Rifles, Defence Security Corps, General Reserve Engineering Forces, Jammu and Kashmir

Militia, Lok Sahayak Sena, for a continuous period of not less than six months after attestation, and

(i) has been released otherwise than by way of dismissal or discharged on account of misconduct or inefficiency or has been transferred to the reserve pending such release or,

(ii) has to serve for not more than six months for completing the period of service requisite for becoming entitled to be released or transferred to the reserve as aforesaid;

(d) “Fund” means the Special Fund for Reconstruction and Rehabilitation of ex-servicemen in the State of Goa;

(e) “Managing Committee” means the State Managing Committee constituted for the State of Goa under the Regulations;

(f) “Secretary” means the Secretary, Rajya Sainik Board, Goa, Panaji-Goa;

(g) “State Board” means the Goa Rajya Sainik Board, Panaji-Goa;

#### 3. *Constitution of State Managing Committee.*—

(1) A Managing Committee shall be constituted for the management and administration of the Fund and shall function as an administrative body for the management and administration of the Fund subject to the general policy and directions of the Central Managing Committee. The Managing Committee shall consist of:—

(i) the Governor of Goa — Chairman

(ii) the Chief Secretary, Government of Goa — 1st Vice-Chairman

(iii) the Flag Officer Commanding, Goa Area, Vasco-da-Gama — 2nd Vice-Chairman

(iv) two Ex-service Officers residing in Goa nominated by the Chief of Staff Committee (Ministry of Defence) — Members

(v) two nominees of the Government of Goa — Members

(vi) the Additional Secretary (Defence) Government of India — Member

(vii) Representatives of Director General Resettlement/Kendriya Sainik Board — Member

(viii) Secretary, Rajya Sainik Board (Goa) — Member Secretary.

(2) Members to be nominated on the Managing Committee shall represent as far as possible principal recruiting areas.

4. *Co-opted Members.*—The Managing Committee shall have powers to co-opt any other persons as members for a period not exceeding two years but such co-opted member shall have no right to vote.

5. *Tenure of Members.*— (a) When a person becomes member of the Managing Committee by reason of the Office of appointment he holds, his membership shall terminate when he ceases to hold such office of appointment.

(b) Subject to the preceding sub-rule the tenure for nominated members shall be two years. A member shall be eligible for renomination.

6. *Objects of the Fund.*— Subject to the provisions of the Charitable Endowments Act, 1890 (Central Act No. 6 of 1890) the Managing Committee shall have the power to control and administer the Fund and to apply the same or any part thereof as they may consider conducive to the objects of the State Fund, viz.

- (i) To award stipend to ex-servicemen for technical, managerial, vocational or agricultural training at recognised training institutions.
- (ii) To sanction scholarships/grants to dependents of ex-servicemen for all higher studies in India beyond high school or higher secondary stages including technical/vocational/agricultural education.
- (iii) To sanction subsidy on interest as decided from time to time on loans taken by ex-servicemen from financial institution for small scale industries/agro industries for their rehabilitation.
- (iv) To sanction expenditure on special measures of collective nature for the maintenance of old and destitute ex-servicemen and/or widows of ex-servicemen.
- (v) To do all other things to promote measures for the benefit and welfare of ex-servicemen and their dependents.

*Provided that:*—

- (a) the Fund shall not be used to finance any scheme which is normally the responsibility of the Central or State Government;
- (b) no loans shall be granted to the individual ex-serviceman, society or associations of ex-servicemen as the loans may be obtained from the Nationalised Banks for any viable venture for their rehabilitation;
- (c) the applicant is an ex-serviceman of Goan origin.

7. *Meetings.*— (1) The Managing Committee shall meet for the conduct of business, adjourn and otherwise regulate its meetings and proceedings as may be determined by the Regulations.

(2) The Managing Committee may associate with itself any person whose assistance or advice it may consider necessary towards approval of any scheme.

8. *Presiding over meeting.*— The meeting shall be presided over by the Chairman of the Managing Committee. In case he is not present, the meeting shall be presided over by the Vice-Chairman. Every matter shall be determined by a majority of votes of the members present and voting. The Secretary, unless he is also a member, shall have no right to vote. In case of equality of votes, the matter shall be decided according to the casting vote of the Chairman or the Vice-Chairman of the Managing Committee, as the case may be.

9. *Quorum.*— The quorum for a meeting of the Managing Committee shall be three members, personally present at the meeting. A meeting of the Managing Committee at which a quorum is present shall be competent to exercise all or any of the functions of the Managing Committee.

10. *No remuneration to members.*— The members of the Managing Committee shall not be entitled to any remuneration except TA/DA.

11. *Delegation of powers.*— The Managing Committee may delegate any of its powers to the Secretary for the purpose of running the day to day affairs of the Fund.

12. *Management of the fund.*— The Managing Committee shall have the right to transfer the respective fund or any part thereof to any other Society or Association established for the promotion of objects similar to the objects of the Fund provided that prior approval of the State Government has been obtained in that regard.

13. *Investing of money.*— The Managing Committee may invest the moneys of the Fund in trust securities as may be considered appropriate by them.

14. *Current balance.*— The current balance of the fund shall be kept in the Secretariat Branch, State Bank of India, Panaji, in the name of the Secretary.

15. *Operation of Accounts.*— The account of the Fund shall be operated by the Member Secretary of the Managing Committee (i.e. Secretary, Rajya Sainik Board, Goa) on behalf of the Managing Committee.

16. *Auditing.*— Regular Accounts shall be kept of all moneys and properties belonging to the Fund and shall be audited by the Resident Audit Officer.

17. *Annual report.*— Annual reports showing the schemes financed from the Fund and the annual audited statements of accounts shall be rendered to the Central Government (Ministry of Defence) and to the Home Department of the State Government by the Secretary to the Managing Committee after the close of the financial year but not later than six months thereof.

18. *Statement of activities.*— The Managing Committee shall forward to the Central Government in February each year a statement giving brief account of its activities during the year indicating the manner in which the Fund have been spent on the objects of the Fund, the balance at

the disposal of the fund and the manner in which the assets of the Fund are proposed to be spent in the succeeding year.

19. *Comment of Central Managing Committee.* — The Central Managing Committee may communicate their comments on the proposals to the Managing Committee and the Managing Committee shall take such comments into consideration before finalising their proposals.

20. *Bye laws for Administration of the Fund.* — The Managing Committee shall make bye-laws for the detailed regulation, management and any other purpose connected with the execution of the Fund and the trust thereof. These shall inter alia, cover the following points:—

- (i) Ineligibility of persons who have already received financial assistance from the present Fund or any other Benevolent Fund or assistance from the Resettlement Fund for the same purpose for which application for help is made;
- (ii) The nomination of members for the Managing Committee to cover as far as possible the principal recruiting area of the State;
- (iii) Manner of receiving applications from beneficiaries, their verification and processing;
- (iv) Ceilings on individual grants;
- (v) Details of vocations, resettlement scheme, etc.

21. *Amendment to Bye Laws:* — The Managing Committee shall have the power to amend, modify, rescind or alter any of the provisions contained in the Regulations.

**Bye-laws for the administration of the Special Fund for Reconstruction and Rehabilitation of Ex-servicemen (Goa)**

In exercise of the powers vested in the State Managing Committee under regulation 20 of the Regulations for the regulation, management, etc. of the Fund for Reconstruction and Rehabilitation of Ex-servicemen in the State of Goa Regulations, 1994, the State Managing Committee hereby make the following Bye-laws, namely:—

1. *Short title and commencement.* — (1) These bye-laws may be called the Administration of the Special Fund for Reconstruction and Rehabilitation of Ex-servicemen in the State of Goa Bye-laws, 1994.

(2) They shall come into force at once.

2. *Application for grant of financial assistance.* — Application in the prescribed form as in Appendix 'A' from ex-servicemen and their families for assistance shall be addressed to the Secretary, Rajya Sainik Board, Panaji-Goa.

3. *Processing of applications.* — The Secretary of the Rajya Sainik Board shall have the facts stated in the application verified either by himself or by other civil authorities like the Collector or any other authoritative agency and place before the Managing Committee.

4. *Ineligibility for financial assistance.* — No ex-serviceman shall be eligible for financial assistance from this Fund for the same purpose for which he has secured financial assistance from the Benevolent Fund and other similar Fund.

5. *Manner of payment.* — On obtaining the sanction of the Managing Committee, the Secretary to the Managing Committee of the Special Fund shall issue a cheque for the

amount in favour of the applicant under intimation to the Home Department of the Government of Goa.

6. *Utilisation of the Fund.* — As far as possible, the annual expenditure from the Fund shall be limited to the sum total of the interest derived from the Fund.

7. *Conditions for grant of benefits.* — (a) An ex-serviceman employed and settled permanently outside the State of Goa shall not be eligible for benefits from the Fund. He should be of Goan origin/domiciled in Goa ordinarily resident in Goa or should have resided in the State of Goa for at least 3 years.

(b) An ex-serviceman whose character at the time of discharge is assessed as below fair or who is convicted by a criminal court for serious offences thereafter shall not be eligible for the benefits accruing from the Fund.

(c) Benefits from the Fund shall not be claimed by ex-servicemen or their dependents as a matter of right and each case shall be decided on its own merits.

8. The ceilings for grant of assistance will be as under:

- i) Reimbursement of tuition fees (i.e. scholarship) will be restricted to Rs. 100/- per month i.e. Rs. 1,200 per year. This grant will only be given for courses of study undertaken at Institutions which are recognised by the State/Central Government.
- ii) Reimbursement of cost of books will be in the form of a grant which will be limited to Rs. 500/- per year or actual cost of books whichever is less. These books will however be as prescribed for the recognised courses.
- iii) Stipend for Ex-servicemen will be limited to Rs. 250/- p.m. or actual expenditure on cost of fees, whichever is less. This will be granted for technical/vocational/managerial/agricultural training at recognised Training Institutions.
- iv) Subsidy on interest on loans taken by Ex-servicemen will be limited to Rs. 100/- p.m.
- v) Reimbursement of expenditure incurred on any special measures will be determined by the Committee based on the merits of each case.

9. *Powers of the Secretary of the Fund.* — The Secretary of the Managing Committee in his capacity as Secretary, Goa Rajya Sainik Board, shall have the following powers:—

- (a) To convene, with the approval of Chairman, at least two meetings of the Managing Committee;
- (b) To sanction grants not exceeding Rs. 500/- to an ex-serviceman or his dependent.

10. *Staff:* All work connected with the administration, etc., of the Fund shall be done by the Rajya Sainik Board, Panaji-Goa.

By order and in the name of the Governor of Goa.

D. M. Katkar, Under Secretary (Home).

Panaji, 6th May, 1995.

The application should be submitted in duplicate to THE SECRETARY, RAJYA SAINIK BOARD (GOA), PANAJI, GOA.

**Application for Financial Assistance from the Special Fund**

- (1) Name (in block letters) of applicant: —
- (2) Husband's/Father's Name: —
- (3) Permanent address: —
- (4) Present postal address: —
- (5) Particulars of applicant's father/husband: —
  - (a) No: —
  - (b) Rank: —

- Panaji, 5th May, 1995.

- 30 Chaitra, 1917(Saka)

S. K. MENDIRATTA  
Secretary.